

Docket No.: 9323.053.00-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) Boris Atlas

SERIAL NO: 09/780,713

FILING DATE: February 8, 2001

FOR: MULTI-CHANNEL TEMPERATURE CONTROL SYSTEM FOR
SEMICONDUCTOR PROCESSING FACILITIES

DECLARATION OF ANTHONY JOSEPHSON

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, Anthony Josephson, hereby declare the following:


1. The present application was filed on February 8, 2001, by the law firm of Wilson & Ham, with a Declaration and Power of Attorney executed by In-Kwon Jeong. The Declaration indicated that In-Kwon Jeong was the sole inventor. The application was filled with an assignment which identified the assignee as Oriol Inc.
2. The present application was transferred to our law firm on or about April 14, 2004.
3. On or about December 6, 2004, representatives of Oriol Inc. informed me that In-Kwon Jeong was not the actual inventor for the present application. I was informed that Boris Atlas was instead the correct and sole inventor.
4. In-Kwon Jeong's present address is 10697 Rosewood Rd., Cupertino, Ca. 95014-6028. His phone number is (408) 257-5720.
5. On February 10, 2005, I mailed a letter, via certified mail, to Mr. Jeong. Attached hereto is a copy of the letter. *Tab A*. In the letter, I explained to Mr. Jeong that he was accidentally named as an inventor in the present application. In addition, I requested that he review and sign a document entitled "Statement of In-Kwon Jeong Under 37 C.F.R. § 1.48(a)." Mr. Jeong did not respond. Unfortunately, we never received the certified mail, return receipt. However, according to the U.S. Postal Service's website, the letter was delivered on February 17, 2005. *Tab B*.
6. On March 18, 2005, I spoke with Mr. Jeong on the telephone. During the conversation, I identified the present application to him, and I explained why Mr. Atlas was the inventor and he was not. Furthermore, I asked Mr. Jeong if he would sign the statement. Mr. Jeong said that he did not want to sign anything without first speaking to his attorney. I encouraged him to do so; however, I also told Mr. Jeong that I was going to mail him another copy of the statement, along with a return

envelope. During the telephone conversation, I also verified that the above-identified address for Mr. Jeong was correct.

7. On March 18, 2005, we mailed to Mr. Jeong, via Federal Express, another copy of the statement. *Tab C*. Federal Express returned the package to my office indicating that they could not deliver it. Unfortunately, I do not have a copy of the return receipt from Federal Express.
8. On April 22, 2003, we mailed yet another letter to Mr. Jeong, via certified mail. *Tab D*. In this letter, we indicated to Mr. Jeong that we had not received signed copies of the statement. We also explained that if we did not receive the statement by May 6, 2005, we planned on proceeding with the prosecution of the present application without his assistance based on the assumption that he is refusing to sign the Statement. The letter was delivered on April 26, 2005 to a Minjeong Lee, as evidenced by the return receipt. See *Tab E*.
9. As of the date of this Declaration, Mr. Jeong has refused to respond to any of our requests.
10. I declare under penalty of perjury that the foregoing is true and correct.

9/29/05

Date


Anthony Josephson
Reg. No. 45,742